



JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

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DOCKET NO. 1629

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

***IN RE NEURONTIN MARKETING, SALES PRACTICES AND PRODUCTS
LIABILITY LITIGATION***

(SEE ATTACHED SCHEDULE A)

ORDER LIFTING STAY OF CONDITIONAL TRANSFER ORDER

A conditional transfer order was filed in the 21 actions listed on the attached Schedule A on April 13, 2005. Prior to expiration of that order's fifteen-day stay of transmittal, plaintiffs in the 21 actions submitted a notice of opposition to the proposed transfer. Plaintiffs have now advised the Panel that they withdraw their initial opposition to transfer with respect to these 21 actions.

IT IS THEREFORE ORDERED that the stay of the Panel's conditional transfer order designated as "CTO-6" filed on April 13, 2005, is LIFTED, and thus these 21 actions are transferred to the District of Massachusetts for inclusion in the coordinated or consolidated pretrial proceedings under 28 U.S.C. § 1407 being conducted by the Honorable Patti B. Saris.

FOR THE PANEL:

Michael J. Beck
Michael J. Beck
Clerk of the Panel

SCHEDULE A

MDL-1629 — In re Neurontin Marketing, Sales Practices and Products Liability Litigation

Southern District of Alabama

Darlene Owens, etc. v. Pfizer, Inc., et al., C.A. No. 1:04-768

District of New Jersey

James H. Whitehouse, Sr., et al. v. Pfizer, Inc., et al., C.A. No. 2:04-6257

Northern District of New York

Frank Vercillo, Jr. v. Pfizer, Inc., et al., C.A. No. 5:05-32

Southern District of New York

Gary L. Lyman, etc., et al. v. Pfizer, Inc., et al., C.A. No. 1:04-6704

Mark Minisquero, et al. v. Pfizer, Inc., et al., C.A. No. 1:04-7297

Nicole Justine James v. Pfizer, Inc., et al., C.A. No. 1:04-7374

Jay DiGiacomo v. Pfizer, Inc., et al., C.A. No. 1:04-7962

Avrill C. Aronson, etc. v. Pfizer, Inc., et al., C.A. No. 1:04-8721

Joy Dodson, et al. v. Pfizer, Inc., et al., C.A. No. 1:04-8963

Timothy P. Scott, etc. v. Pfizer, Inc., et al., C.A. No. 1:04-8990

Dorothy Kern v. Pfizer, Inc., et al., C.A. No. 1:04-9249

John Dees, et al. v. Pfizer, Inc., et al., C.A. No. 1:04-9304

Peter Veraas v. Pfizer, Inc., et al., C.A. No. 1:04-9429

Theodore Populis, et al. v. Pfizer, Inc., et al., C.A. No. 1:04-10265

Kathleen Wilson, etc. v. Pfizer, Inc., et al., C.A. No. 1:05-72

William Montgomery v. Pfizer, Inc., et al., C.A. No. 1:05-73

Michael Mendoza v. Pfizer, Inc., et al., C.A. No. 1:05-74

Johnnie Hargrove v. Pfizer, Inc., et al., C.A. No. 1:05-75

Shanan Feyer, etc. v. Pfizer, Inc., et al., C.A. No. 1:05-76

Gregory Retzer v. Pfizer, Inc., et al., C.A. No. 1:05-77

Sidney Brown, etc. v. Pfizer, Inc., et al., C.A. No. 1:05-237

05cv 11027 PBS

ECF, RELATED

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:04-cv-09249-JSR**

Kern v. Pfizer Inc. et al
Assigned to: Judge Jed S. Rakoff
Related Case: 1:04-cv-06704-JSR
Case in other court: State Court-Supreme, 115146-04
Cause: 28:1441 Notice of Removal

Date Filed: 11/22/2004
Jury Demand: None
Nature of Suit: 370 Fraud or
Truth-In-Lending
Jurisdiction: Federal Question

Plaintiff

Dorothy Kern

represented by **Andrew G. Finkelstein**
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Defendant

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Defendant

Parke-Davis
*a division of Warner-Lambert
Company and Warner-Lambert
Company LLC*

represented by **Erik March Zissu**
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James E. Murray
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Defendant

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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***James P. Rouhandeh**

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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
11/22/2004	<u>1</u>	NOTICE OF REMOVAL from Supreme Court, County of New York. Case Number: 115146-04. (Filing Fee \$ 150.00, Receipt Number 527111).Document filed by Parke-Davis, Pfizer Inc., Warner-Lambert Company, Warner-Lambert Company LLC,(jjm,) Additional attachment(s) added on 11/24/2004 (jjm,). (Entered: 11/23/2004)
11/22/2004		CASE REFERRED TO Judge Jed S. Rakoff as possibly related to 1:04-cv-6704. (jjm,) (Entered: 11/23/2004)
11/22/2004		Case Designated ECF. (jjm,) (Entered: 11/23/2004)
11/22/2004	<u>2</u>	RULE 7.1 DISCLOSURE STATEMENT. Document filed by Parke-Davis, Pfizer Inc., Warner-Lambert Company, Warner-Lambert Company LLC,(jjm,) Additional attachment(s) added on 11/24/2004 (jjm,). (Entered: 11/23/2004)
12/07/2004		CASE ACCEPTED AS RELATED TO 1:04-cv-6704. Notice of Assignment to follow. (jjm,) (Entered: 01/03/2005)
12/07/2004	<u>3</u>	NOTICE OF CASE ASSIGNMENT to Judge Jed S. Rakoff. Judge Unassigned no longer assigned to the case. (jjm,) Additional attachment(s) added on 2/23/2005 (jjm,). (Entered: 01/03/2005)
12/07/2004		Magistrate Judge Douglas F. Eaton is so designated. (jjm,) (Entered: 01/03/2005)
01/03/2005		Mailed notice with Rules 2 & 3 to the attorney(s) of record. (jjm,) (Entered: 01/03/2005)
02/11/2005	<u>4</u>	NOTICE of Appearance by Eleanor Louise Polimeni on behalf of Dorothy Kern (Polimeni, Eleanor) (Entered: 02/11/2005)

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